

STATE OF WISCONSIN
Assembly Journal
Ninety-First Regular Session

10:00 A.M.

WEDNESDAY, June 23, 1993

The assembly met in the temporary assembly chamber located at 119 Martin Luther King Blvd.

Speaker pro tempore Carpenter in the chair.

The prayer was offered by Representative Turner.

Representative Morris-Tatum led the membership in reciting the pledge of allegiance to the flag of the United States of America.

The roll was taken.

The result follows:

Present — Representatives Ainsworth, Aibers, Baldus, Baldwin, Baumgart, Beal, Bell, Black, Bock, Bolle, Boyle, Brancel, Brandemuehl, Carpenter, Coggs, Coleman, Cullen, Deininger, Dobyns, Duff, Foti, Freese, Gard, Goetsch, Green, Grobschmidt, Gronemus, Gruszynski, Hahn, Hanson, Harsdorf, Hasenohrl, Hinkfuss, Holperin, Huber, Hubler, Jensen, Johnsrud, Kaufert, Klusman, Kreibich, Krosnicki, Krug, Krusick, La Fave, Ladwig, Lazich, Lehman, Linton, Lorge, Meyer, Morris-Tatum, Musser, Nass, Notestein, Ott, Otte, Ourada, Owens, Panzer, Plache, Porter, Potter, Prosser, Reynolds, Riley, Roberts, Robson, Rutkowski, Ryba, Schneider, Schneiders, Seratti, Silbaugh, Springer, Stower, Swoboda, Travis, Turner, Underheim, Urban, Vander Loop, Vergeront, Vrakas, Ward, Welch, Wilder, Williams, Wirch, Wood, Young, L., Young, R., Ziegelbauer, Zukowski and Speaker Kunicki — 95.

Absent — None.

Absent with leave — None.

Vacancies — 14th, 64th, 68th and 79th Assembly Districts — 4.

AMENDMENTS OFFERED

Assembly amendment 1 to assembly substitute amendment 1 to **Assembly Bill 57** offered by Representative Hinkfuss.

Assembly substitute amendment 2 to **Assembly Bill 179** offered by Representative Lorge.

Assembly amendment 3 to **Assembly Bill 336** offered by Representative Ourada.

Assembly amendment 4 to **Assembly Bill 336** offered by Representatives Krug, Linton and Panzer.

Assembly amendment 1 to **Assembly Bill 585** offered by Representative Underheim.

COMMITTEE REPORTS

The Joint Committee on Finance reports and recommends:

Assembly Bill 525

Relating to changing certification of first responders to be only for the performance of certain defibrillation.

Passage with emergency statement attached:

Ayes: (14) Noes: (0)

To committee on Rules.

BARBARA LINTON
Assembly Chairperson

The committee on Tourism and Recreation reports and recommends:

Assembly Bill 117

Relating to annual fishing licenses issued to residents who are 16 or 17 years of age.

Passage: Ayes: (11) Noes: (0)

To Joint Committee on Finance.

HARVEY STOWER
Chairperson

COMMUNICATIONS

The chief clerk reports the following proposals correctly enrolled:

Assembly Bill 287

Assembly Bill 303

Sincerely,
THOMAS T. MELVIN
Assembly Chief Clerk

May 26, 1993

Speaker Walter Kunicki
Room 101, MLK Jr., Blvd.
P.O. Box 8952
Madison, WI 53708

Dear Speaker Kunicki:

In accordance with the rules of the Assembly, I am writing to inform you, that as Chairman of the Assembly Committee on Insurance, Securities and Corporate Policy, I have established the following subcommittee to review non-physical disabilities benefits and/or compensation through various insurance programs.

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Subcommittee on Insurance Benefits for Non-Physical Disabilities

Rep. Carpenter, Chair
Rep. Robson, Vice-chair
Rep. Plache
Rep. Schneiders
Rep. Beal

Sincerely,
AL BALDUS
Chair, Committee on Insurance,
Securities and Corporate Policy

May 26, 1993

Speaker Walter Kunicki
Room 101, MLK Jr., Blvd.
P.O. Box 8952
Madison, WI 53708

Dear Speaker Kunicki:

In accordance with the rules of the Assembly, I am writing to inform you, that as Chairman of the Assembly Committee on Insurance, Securities and Corporate Policy, I have established the following subcommittee to review territorial rating of insurance.

Subcommittee on Territorial Rating of Insurance

Rep. Cullen, Chair
Rep. Notestein, Vice-chair
Rep. Robson
Rep. Plache
Rep. Schneiders
Rep. Lorge
Rep. Underheim

Sincerely,
AL BALDUS
Chair, Committee on Insurance,
Securities and Corporate Policy

State of Wisconsin
Claims Board
Madison

June 4, 1993

To the Honorable the Legislature:

Enclosed is the report of the State Claims Board covering the claims heard on May 21, 1993:

The amounts recommended for payment under \$2,000 on claims included in this report have, under the provisions of s. 16.007, Stats., been paid directly by the Board.

The Board is preparing the bill(s) on the recommended award(s) over \$2,000, if any, and will submit such to the Joint Finance Committee for legislative introduction.

This report is for the information of the Legislature. The Board would appreciate your acceptance and spreading of it upon the Journal to inform the members of the Legislature.

Sincerely,
EDWARD D. MAIN
Secretary, Claims Board

State of Wisconsin
Commissioner of Insurance
Madison

June 11, 1993

To the Honorable the Assembly:

Enclosed is a report entitled "Uniform Statewide Patient Identification System: Legislative Proposals for Use." This report contains proposals for legislation under s. 632.725 (3), Wis. Stats.

The report is to be distributed in the manner provided under s. 13.172 (3), Wis. Stats., to the standing committees with jurisdiction over health insurance.

Please contact me if you have any questions about these proposals.

Best Regards,
JOSEPHINE W. MUSSER
Commissioner of Insurance

Representative Potter asked unanimous consent that the assembly stand recessed for twenty minutes. Granted.

The assembly stood recessed.

10:08 A.M.

RECESS

11:18 A.M.

The assembly reconvened.

Speaker pro tempore Carpenter in the chair.

CALENDAR OF WEDNESDAY, JUNE 23

Assembly Bill 57

Relating to conflicts of interest by local public officials.

Representative Travis asked unanimous consent that **Assembly Bill 57** be placed at the foot of the twelfth order of business on today's calendar. Granted.

Assembly Bill 336

Relating to the department of justice, controlled substances, medical assistance violations and the contents of the summons in special proceedings involving certain claims.

Assembly substitute amendment 1 to **Assembly Bill 336** offered by Representative Holperin.

The question was: Shall assembly substitute amendment 1 to **Assembly Bill 336** be adopted?

Motion carried.

The question was: Shall **Assembly Bill 336** be ordered engrossed and read a third time?

Motion carried.

Representative Travis asked unanimous consent that the rules be suspended and that **Assembly Bill 336** be given a third reading. Granted.

The question was: **Assembly Bill 336** having been read three times, shall the bill be passed?

Motion carried.

Representative Travis asked unanimous consent that the rules be suspended and that **Assembly Bill 336** be immediately messaged to the senate. Granted.

Representative Travis asked unanimous consent that the rules be suspended and that **Assembly Bill 588** be withdrawn from the committee on Children and Human Services and referred to the committee on Education. Granted.

Assembly Bill 523

Relating to extending the sunset date for a drainage district optional procedure.

The question was: Shall assembly amendment 1 to **Assembly Bill 523** be adopted?

Motion carried.

The question was: Shall **Assembly Bill 523** be ordered engrossed and read a third time?

Motion carried.

Representative Travis asked unanimous consent that the rules be suspended and that **Assembly Bill 523** be given a third reading. Granted.

The question was: **Assembly Bill 523** having been read three times, shall the bill be passed?

Motion carried.

Representative Travis asked unanimous consent that the rules be suspended and that **Assembly Bill 523** be immediately messaged to the senate. Granted.

Assembly Bill 535

Relating to motor vehicle dealer franchises.

The question was: Shall assembly substitute amendment 1 to **Assembly Bill 535** be adopted?

Motion carried.

The question was: Shall **Assembly Bill 535** be ordered engrossed and read a third time?

Motion carried.

Representative Travis asked unanimous consent that the rules be suspended and that **Assembly Bill 535** be given a third reading. Granted.

The question was: **Assembly Bill 535** having been read three times, shall the bill be passed?

Motion carried.

Representative Travis asked unanimous consent that the rules be suspended and that **Assembly Bill 535** be immediately messaged to the senate. Granted.

Assembly Bill 221

Relating to imposing certain prohibitions against parties in actions affecting the family during the pendency of the action and providing a penalty.

The question was: Shall assembly amendment 1 to **Assembly Bill 221** be adopted?

Motion carried.

Assembly amendment 2 to **Assembly Bill 221** offered by Representatives Krug, Rutkowski and Deininger.

The question was: Shall assembly amendment 2 to **Assembly Bill 221** be adopted?

Motion carried.

The question was: Shall **Assembly Bill 221** be ordered engrossed and read a third time?

Motion carried.

Representative Travis asked unanimous consent that the rules be suspended and that **Assembly Bill 221** be given a third reading. Granted.

The question was: **Assembly Bill 221** having been read three times, shall the bill be passed?

Motion carried.

Representative Travis asked unanimous consent that the rules be suspended and that **Assembly Bill 221** be immediately messaged to the senate. Granted.

Assembly Bill 57

Relating to conflicts of interest by local public officials.

Representative Travis asked unanimous consent that **Assembly Bill 57** be placed at the foot of the thirteenth order of business on today's calendar. Granted.

Senate Bill 17

Relating to volunteer health care providers in Sheboygan county.

Assembly amendment 1 to assembly substitute amendment 1 to **Senate Bill 17** offered by Representatives Schneider, Hasenohrl, Gruszynski, Springer and Kreibich.

Representative Baumgart moved that assembly amendment 1 to assembly substitute amendment 1 to **Senate Bill 17** be laid on the table.

Representative Travis asked unanimous consent that **Senate Bill 17** be placed at the foot of the thirteenth order of business on today's calendar. Granted.

Senate Bill 74

Relating to the service of process in the supplementary examination of a judgment debtor.

The question was: Shall **Senate Bill 74** be ordered to a third reading?

Motion carried.

Representative Travis asked unanimous consent that the rules be suspended and that **Senate Bill 74** be given a third reading. Granted.

The question was: **Senate Bill 74** having been read three times, shall the bill be concurred in?

Motion carried.

Representative Travis asked unanimous consent that the rules be suspended and that **Senate Bill 74** be immediately messaged to the senate. Granted.

Representative Travis asked unanimous consent that the rules be suspended and that **Senate Bill 278** be withdrawn from the committee on Rules and taken up at this time. Granted.

Senate Bill 278

Relating to postponing implementation of automatic reinstatement assessments for the suspension of motor vehicle operating privileges.

The question was: Shall **Senate Bill 278** be ordered to a third reading?

Motion carried.

Representative Travis asked unanimous consent that the rules be suspended and that **Senate Bill 278** be given a third reading. Granted.

The question was: **Senate Bill 278** having been read three times, shall the bill be concurred in?

Motion carried.

Representative Travis asked unanimous consent that the rules be suspended and that **Senate Bill 278** be immediately messaged to the senate. Granted.

Representative Travis asked unanimous consent that the rules be suspended and that **Assembly Bill 592** be withdrawn from the committee on Rules and taken up at this time. Granted.

Assembly Bill 592

Relating to human immunodeficiency virus infection and sexually transmitted diseases testing of juvenile sex offenders and disclosure of human immunodeficiency

virus infection and sexually transmitted diseases test results to juvenile and adult sex offenders.

The question was: Shall **Assembly Bill 592** be ordered engrossed and read a third time?

Motion carried.

Representative Travis asked unanimous consent that the rules be suspended and that **Assembly Bill 592** be given a third reading. Granted.

The question was: **Assembly Bill 592** having been read three times, shall the bill be passed?

Motion carried.

Representative Travis asked unanimous consent that the rules be suspended and that **Assembly Bill 592** be immediately messaged to the senate. Granted.

Representative Travis asked unanimous consent that the rules be suspended and that **Assembly Bill 525** be withdrawn from the committee on Rules and taken up at this time. Granted.

Assembly Bill 525

Relating to changing certification of first responders to be only for the performance of certain defibrillation.

The question was: Shall **Assembly Bill 525** be ordered engrossed and read a third time?

Motion carried.

Representative Travis asked unanimous consent that the rules be suspended and that **Assembly Bill 525** be given a third reading. Granted.

The question was: **Assembly Bill 525** having been read three times, shall the bill be passed?

Motion carried.

Representative Travis asked unanimous consent that the rules be suspended and that **Assembly Bill 525** be immediately messaged to the senate. Granted.

Assembly Bill 57

Relating to conflicts of interest by local public officials.

Assembly substitute amendment 2 to **Assembly Bill 57** offered by Representatives Duff and Jensen.

Speaker Kunicki in the chair.

Representative Travis asked unanimous consent that the assembly stand recessed. Granted.

The assembly stood recessed.

11:40 A.M.

JOINT CONVENTION

The assembly was called to order by the speaker.

The sergeant-at-arms announced the arrival of the members of the senate.

The houses went into joint convention.

Senate president Rude presiding.

SPECIAL GUEST

Assembly Speaker Kunicki introduced Dr. Immo Stabreit, the German Ambassador to the United States, who addressed the joint convention from the rostrum.

Representative Travis moved that the joint convention arise.

The question was: Shall the joint convention arise?

Motion carried.

12:20 P.M.

The assembly reconvened.

Speaker pro tempore Carpenter in the chair.

Assembly Bill 57

Relating to conflicts of interest by local public officials.

Representative Hinkfuss moved that assembly substitute amendment 2 to **Assembly Bill 57** be laid on the table.

The question was: Shall assembly substitute amendment 2 to **Assembly Bill 57** be laid on the table?

The roll was taken.

The result follows:

Ayes — Representatives Bolle, Freese, Gronemus, Hinkfuss, Lorge, Meyer, Vander Loop and Ziegelbauer — 8.

Noes — Representatives Ainsworth, Albers, Baldus, Baldwin, Baumgart, Beal, Bell, Black, Bock, Boyle, Brancel, Brandemuehl, Carpenter, Coggs, Coleman, Cullen, Deininger, Dobyns, Duff, Foti, Gard, Goetsch, Green, Grobschmidt, Gruszynski, Hahn, Hanson, Harsdorf, Hasenohrl, Holperin, Huber, Hubler, Jensen, Johnsrud, Kaufert, Klusman, Kreibich, Krosnicki, Krug, Krusick, La Fave, Ladwig, Lazich, Lehman, Linton, Morris-Tatum, Musser, Nass, Notestein, Ott, Otte, Ourada, Owens, Panzer, Plache, Porter, Potter, Prosser, Reynolds, Riley, Roberts, Robson, Rutkowski, Ryba, Schneider, Schneiders, Seratti, Silbaugh, Springer, Stower, Swoboda, Travis, Turner, Underheim, Urban, Vergeront, Vrakas, Ward, Welch, Wilder, Williams, Wirch, Wood, Young, L., Young, R., Zukowski and Speaker Kunicki — 87.

Absent or not voting — None.

Motion failed.

The question was: Shall assembly substitute amendment 2 to **Assembly Bill 57** be adopted?

Motion carried.

The question was: Shall **Assembly Bill 57** be ordered engrossed and read a third time?

Motion carried.

Representative Travis asked unanimous consent that the rules be suspended and that **Assembly Bill 57** be given a third reading. Granted.

The question was: **Assembly Bill 57** having been read three times, shall the bill be passed?

The roll was taken.

The result follows:

Ayes — Representatives Ainsworth, Baldus, Baldwin, Baumgart, Bell, Black, Bock, Boyle, Carpenter, Coggs, Cullen, Deininger, Dobyns, Duff, Freese, Gard, Green, Grobschmidt, Gruszynski, Hahn, Hanson, Hasenohrl, Holperin, Huber, Hubler, Jensen, Johnsrud, Kaufert, Klusman, Kreibich, Krosnicki, Krug, Krusick, La Fave, Ladwig, Lazich, Lehman, Linton, Meyer, Morris-Tatum, Nass, Notestein, Ott, Panzer, Plache, Porter, Potter, Prosser, Reynolds, Riley, Roberts, Robson, Rutkowski, Ryba, Schneider, Schneiders, Seratti, Silbaugh, Springer, Stower, Travis, Turner, Underheim, Urban, Vander Loop, Welch, Wilder, Williams, Wirch, Wood, Young, L., Young, R., Ziegelbauer and Speaker Kunicki — 74.

Noes — Representatives Albers, Beal, Bolle, Brancel, Brandemuehl, Coleman, Foti, Goetsch, Gronemus, Harsdorf, Hinkfuss, Lorge, Musser, Otte, Ourada, Owens, Swoboda, Vergeront, Vrakas, Ward and Zukowski — 21.

Absent or not voting — None.

Motion carried.

Representative Travis asked unanimous consent that the rules be suspended and that **Assembly Bill 57** be immediately messaged to the senate. Granted.

Representative Prosser moved that the assembly resolve itself into a committee of the whole.

There were sufficient seconds.

Representative Prosser withdrew his motion.

Senate Bill 17

Relating to volunteer health care providers in Sheboygan county.

Assembly amendment 2 to assembly substitute amendment 1 to **Senate Bill 17** offered by Representatives Plache, Albers and Schneider.

Representative Schneider asked unanimous consent that the rules be suspended and that assembly amendment 2 to assembly substitute amendment 1 to **Senate Bill 17** be taken-up at this time. Granted.

Representative Underheim moved rejection of assembly amendment 2 to assembly substitute amendment 1 to **Senate Bill 17**.

The question was: Shall assembly amendment 2 to assembly substitute amendment 1 to **Senate Bill 17** be rejected?

The roll was taken.

The result follows:

Ayes — Representatives Gard, Krosnicki, Silbaugh and Underheim — 4.

Noes — Representatives Ainsworth, Albers, Baldus, Baldwin, Baumgart, Beal, Bell, Black, Bock, Bolle, Boyle, Brancel, Brandemuehl, Carpenter, Coggs, Coleman, Cullen, Deininger, Dobyns, Duff, Foti, Freese, Goetsch, Green, Grobschmidt, Gronemus, Gruszynski, Hahn, Hanson, Harsdorf, Hasenohrl, Hinkfuss, Holperin, Huber, Hubler, Jensen, Johnsrud, Kaufert, Klusman, Kreibich, Krug, Krusick, La Fave, Ladwig, Lazich, Lehman, Linton, Lorge, Meyer, Morris-Tatum, Musser, Nass, Notestein, Ott, Otte, Ourada, Owens, Panzer, Plache, Porter, Potter, Prosser, Reynolds, Riley, Roberts, Robson, Rutkowski, Schneider, Schneiders, Seratti, Springer, Stower, Swoboda, Travis, Turner, Urban, Vander Loop, Vergeront, Vrakas, Ward, Welch, Wilder, Williams, Wirch, Wood, Young, L., Young, R., Ziegelbauer, Zukowski and Speaker Kunicki — 90.

Absent or not voting — Representative Ryba — 1.

Motion failed.

Representative Ryba asked unanimous consent to be recorded as voting "No" on the previous question. Granted.

The question was: Shall assembly amendment 2 to assembly substitute amendment 1 to **Senate Bill 17** be adopted?

Motion carried.

Representative Schneider asked unanimous consent that assembly amendment 1 to assembly substitute amendment 1 to **Senate Bill 17** be laid on the table. Granted.

The question was: Shall assembly substitute amendment 1 to **Senate Bill 17** be adopted?

Motion carried.

The question was: Shall **Senate Bill 17** be ordered to a third reading?

Motion carried.

Representative Travis asked unanimous consent that the rules be suspended and that **Senate Bill 17** be given a third reading. Granted.

The question was: **Senate Bill 17** having been read three times, shall the bill be concurred in?

Motion carried.

Representative Travis asked unanimous consent that the rules be suspended and that **Senate Bill 17** be immediately messaged to the senate. Granted.

Representative Grobschmidt asked unanimous consent that the assembly adjourn in honor of Ron Troyer, who won a silver medal in the shot put event during Wisconsin's Twenty-Fifth Special Olympics. Granted.

The following members submitted forms to the chief clerk requesting to be made coauthors or cosponsors of proposals currently in the assembly, pursuant to the unanimous consent request made by Representative Travis on Tuesday, May 18, 1993:

Representative Dobyns: Assembly Bill 525; and Senate Bill 17.

Representative Klusman: Assembly Bill 535.

Representative Kreibich: Assembly Bill 525.

Representative La Fave: Assembly Bill 535.

Representative Lorge: Assembly Bill 525.

Representative Ourada: Assembly Bill 535.

Representative Springer: Assembly Bill 535.

VISITORS

During today's session, the following visitors honored the assembly by their presence and were welcomed by the presiding officer and the members:

Janelle Zukowski from Oshkosh, daughter and guest of Representative Zukowski.

Racine County Board Chair Jean Jacobson and Barbara Blumenfeld, Executive Assistant to the Racine County Executive and to the County Board from Racine, guests of Representative Ladwig.

Kit Kramer, Pat Gille, Earl Walker and Kenneth Kramer from Green Bay, guests of Representative Hinkfuss.

Rick Leonard and Lynn Pederson from Racine, representing the Racine Education Association guests of Representatives Plache and Turner.

Former State Senator Jerome Van Sistine, Robert Young, Ron Anthony and Jim Morrison from Green Bay, guests of Representative Ryba.

Scott Clark, guest of Representative Swoboda.

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Ron Deabler from Wales, guest of Representative Vrakas.

The question was: Shall the assembly stand adjourned?

Motion carried.

Representative Travis moved that the assembly stand adjourned until 10:00 A.M. on Friday, June 25.

The assembly stood adjourned.

1:30 P.M.